App F IX 4

Previous References 194- ML

File No 11 2- 4-2
Serial Nos. 6, 7, 8, 9

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

✓

Part B for July 42

SUBJECT

Bye-laws for the levy of excise duty on timber in Fairlie Town ship

To,

The D C Kangra
The chief conservator of Forests
The comptroller
2 1314 - 16 & 30 7 42

Sanctions the

199 F Octroi duty on timber — Tenkasi Town Mty

General and Revenue Secretariat | File No | of 1941-42 | [App F III-2

Serial No

From the D C Kadam
No H3-C 2334-30/41-42 dt 4-8-41
Regrets sanction to the draft-bye laws framed by the Tenkasi Town M C for the levy of octroi duty on timber west than teakwood in the limits
1) Submitted with a draft G O approving
2) The Chief Conservator of Forests also may be consulted as to whether the bylaws proposed under affect the sale of timber at the Forest depot in any way

for
No 40/Sg 41-42 dt 10/8/41 Forwarded with compliments to the Chief Conservator of Forests for favour of opinion on the above point
19 8 41

By order
V Thuraichelamy
for Secy

Cw 19/8 Bz 19/8

LS-8-41)

NOTE—C ntn Sl e t

File No | of 191 | General and Revenue Secretariat

Serial No

U O No 10/41-42
dated 3-11-1941

RETRANSMITTED WITH COMPLIMENTS -

4) In the Notification calling for objections to the levy of Octroi duty, it is stated that timber received at the Government Timber depot and sold therefrom are exempted from the payment of the duty But the Bye-Laws as drafted provide for levy on timber sold at the Timber Depot which is consumed locally

5) The exemption is granted in respect of timber in the round only A considerable quantity of sawn materials is transported to and sold from the Government Depot The scope of the exemption will have to be extended to cover transport of sawn materials also

6) Bye-Law 1 will, in view of the notification have to be modified to read -

"Any person bringing into the Municipal limits any timber liable for Octroi duty prescribed by the Municipality with the exception of timber either in the Round or sawn covered by a Government Pass and either received in or purchased and removed from the Timber Depot, shall produce etc ,

7) In Draft Bye Law 6, a reference is made to the timber sold at the Sandal Koti and this has to be altered to read " Timber Depot"

8) The wordings of the draft bye law 5 is not clear The intention is perhaps to provide for refund of payment in case a purchaser decides to export the material on which Octroi, has been originally levied If this interpretation is correct, I would suggest the modification of the Draft Bye -Law to read as follows

9) " In cases where Timber on which Octroi has been paid is subsequently proposed to be exported in its original form an application shall be submitted within one month from the date of payment of Octroi duty Applications received after the due date will not be considered Within ten days of the receipt of the application an export pass will

be issued after verifying the correctness of the particulars furnished in the application form and the amount of ~~xxk~~ Octroi duty originally paid will be refunded "

(c) In Bye Law 3 provision is made for the levy of Octroi on timber sold locally According to para 61 IV of the Town Municipalities Act, the Municipality is not empowered to levy duty on timber sold locally

Chief Conservator of Forests

SECY LAW DEPT
4 NOV 1941
GOVT OF MYSORE

To

The Secretary to Government of
H H the Maharaja of Mysore,
Law Department, Bangalore

Octroi duty on Timber - Tarikere Town Muni

(4)

799/f

General and Revenue Secretariat | HL File No | of 1941 | [App F III—2

Serial No

(11) The Suggestions made by the Chief Conservator of Forests are for perusal. It is not clear how the timber sold from the Govt. Timber Depot is proposed to be exempted from the levy of duty. Perhaps, Govt. timber depot is the main source for the sale of timber and if that is exempt the Muni. would lose a good income.

(12) The Chief Conservator has proposed that Sawn materials should also be exempted and the opinion of the Municipal Council is necessary in this behalf.

(13) The suggestion made at para 7 supra may be retained and the Municipal Council will have to be consulted in respect of the suggestion contained in paras 8 and 9 supra.

The remarks furnished at para 10 are not clear and cannot be followed for orders whether the Municipal Council may be consulted on the suggestions referred to above.

(14) Before Commenting on the 2/11/41 C.C.F's remarks, a Copy

NOTE—Contn sheet

WD 04155—GPB—55 000—23 10-41

Levy of Octroi on timber in Tarkhera

Mlty 799

File No of 194

General and Revenue Secretariat SR 7

Serial No

thereof may be sent to the D.C. Kadua and the Md Cl of Tarkhera asked to be Consulted

8K 23/11/41

15) Draft letter prepared upon records for 25/11/41

16) Submit with a draft letter to the Dy Comr Kaduna Dept - for appn

Lcm 26/11/41

8K 26/11

17) For perusal before issue

Lawrence for 26/11/41

TYPING SECTION 28 NOV 1941 GEN & V SECTT

SECY LAW DEPT 27 NOV 1941 GOVT OF

Hm 27 11 41

18) Issue 27 11 41

To

The D C. Kaduna Dept -

No L L S-84 d 29-11-41

Calls for the opinion of the Md Cl on the remarks of the C B 2

Secy 27/11

P 7 70

435/42 Levy of octroi on timber — 7014 Farikere Municipality

General and Revenue Secretariat — File No 112 of 1941 — [App F III-2

Serial No

From

The Deputy Commissioner —
Kadur District —

Letter No A3 C 234-11/41-42 dated 19th May 42 states that the draft bye-laws have been revised by the Town Municipal Council Farikere in the light of the remarks made by the Chief Conservator of Forests and requests sanction to the revised draft bye-laws

(1) The revised draft bye-laws as approved by the municipal council are forwarded H C The Law Section may also be consulted Submitted Refer paras 14-18 Supra

6/7/42 2) As the revised by laws now sent up are in accordance with the suggestions made by the Chief Conservator of Forests. They may be approved —

6/7

21 Draft for approval

Law Secy for 6/7/42

21 may be done

Secy 6/7

Asst Secy Law 23/6

Dy Secy 23/6

Secy 23/6

Secy 3/7/42

SECY LAW DEPT 311 JULY 10 2 GOVT O MYSORE

NOTE—Cont Sheet

WD 641 5—GPB—1000—23-10-41

Levy of cesses on timber
Tanneries Inds
7084

File No 112 of 1942

General and Revenue Secretariat

Serial No

Chy para on order
MNo
- 23/7 -

Asst Secy
L S & Gen Adm Comptr

Draft for approval
Secy Fin 28/7/42

GEOY LAW DEPT
921
23 JULY 1942
GOVT OF MYSORE

OFFICE OF THE MINISTER
FOR L & G & P H
Dt 24-7-1942
N 909

may be approved
Minister L & G

Secy
28/7/42
for
H G
27.7.42
Secy
28/7/42
Issue
28/7/42

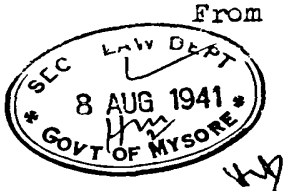
To
The Dy Commr, Kadur Dt 8
" Chief Conservator of Fts
" Comptr
No L 134-16830-7-42

SB
31/7/42

No A3 C 234-30/4=-42
Encl 1 file

Office of the Deputy Commissioner,
Kadur District,
Chikmagalur, dated the 4th August 1941

MU 112-42-6 799



From

C E Noronha, Esquire, M A ,
Deputy Commissioner, Kadur District,
Chikmagalur

To

P V Narayana Rao, Esquire, B A , LL B ,
Secretary to Government of Mysore,
LAW DEPARTMENT,
Bangalore

Sir,

Subject - Byelaws for the levy of Octroi duty on timber in Tarikere town Municipality.

I have the honour to state that the Town Municipal Council, Tarikere resolved on 30th January 1941, that octroi duty may be levied on timber consumed within the limits of the Municipality at the marginally noted rates It is reported that about ₹1500/- would be realised by the levy of the duty on timber The draft byelaws were duly published in the Town and objections called for As no objections were received, the Municipal Council have resolved on 30th March 1941 that the draft byelaws may be adopted and sanction obtained thereto

1 Teak, Beete and Honne at 0-1-0 per C ft	
2 All other kinds of jungle wood at 0-0-6 per C ft	

2 The necessary formalities prescribed under the Town Municipalities Act have been observed I request you, therefore, kindly to obtain the sanction of Government to the draft byelaws

The records accompany for favour of reference and return when done with

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Kadur District.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L4584/Cn 2 records Dated Bangalore 29 November 1941

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore

Law Department.

To

The Deputy Commissioner,
Kadur District

S i r,

With reference to your letter No A3.C 234-30/ 41-42, dated the 4th August 1941 requesting sanction to the Bye-laws framed by the Tarikere Town Municipal Council for the levy of Octroi duty on timber in the said Municipality, I am directed to forward herewith a copy of the remarks of the Chief Conservator of Forests on the said bye-laws and to request you to obtain and furnish the opinion of the Municipal Council on the same.

The records accompany for reference and retransmission

I have the honour to be,
Sir,
Your most obedient servant,

for Secretary to Government,
Law Department.

HSS-2

Appendix F G—1]

SUBJECT

✓

Section RC
File No 112-42
Serial No 7

Diary No of letter replied to

No 4584/Gen: Records

To

The D C Kadur Dt

General and Revenue Secretariat

( )

the *193*

Sir,

Date of issue 29th Nov: 41

With reference to your letter no A3 c 23430/41-42 d 4-8-41 requesting sanction to the bye-laws framed by the Tarikere Town municipality for the levy of octroi duty on timber ~~xxx~~ the said Municipality,

Signed by Mr G Ramachandra Rao

I am directed to forward a copy of herewith the remarks of the Deputy Conservator of Forests on the said

List of enclosures

TIS - Municipal Map 7

Copied by

Examined by

WD 0563—CPB—30 000—6 1 39

by-laws and to request you
to obtain and furnish the opinion of the
Attorney General on the same
and also on the ~~remarks of~~
~~the Board~~)

The records accompany
the reference and retransmission

I have etc
for
For Secy & Govt
Law Dept.

26/21

7084/L

GOVERNMENT OF MYSORE

RCP 112-42-8

OFFICE OF
The Deputy Commissioner,
Kadur District,
Chikmagalur

No A3 C 234-11/41-42
Encls One file

Date 19th May 1942

112-44-GR TA

21 MAY 1942
L S G BRANCH

To

The Secretary to the Government of Mysore,
Law Department,
Bangalore

Sir

Re Bye-laws for the levy of Octroi duty on Timber in the Tarikere Municipality

---

With reference to your letter No L 4584 dated 29th November 1941 on the above subject, I have the honour to state that the draft bye-laws originally framed have been suitably revised by the Town Municipal Council, Tarikere, in the light of the remarks made by the Chief Conservator of Forests The draft revised bye-laws were again published in the town and objections called for Since no objections were received, the Municipal Council have approved the same at their meeting held on the 30th April 1942

I, therefore, request that sanction of Government may be kindly obtained to the revised draft byelaws The rate of octroi duty on Honne and Rose wood has been reduced from Rs 0-1-0 to Rs-0-0-6 per cubic foot and from 0-0-6 to Rs-0-0-4 per cubic foot of jungle wood The connected papers accompany

I have the honour to be,
Sir,
Your most obedient servant,

Assistant Commissioner
for Deputy Commissioner
Kadur District,
Absent on tours

CN

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Section Nil

File No 112-41

Serial No 9

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 30/6/42 193

Signed by M S Rao

Read— correspondence ending with letter No A 3 C 234-11/41-42 dated 19th May 1942 from the Deputy commr Kadur Dist requesting sanction to the draft bye-laws for the levy of octroi duty on timber in the Tarikere Municipality, as finally revised and approved by the municipal council & No L/B14-6 dated 30/7/42

The sanction is accorded to the bye-laws which are

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

prepared as per rule 22 of the Mysore Town Municipalities Act, 1933

and stating that the prescribed formalities have been observed

appended hereto (2) The Dy Commr is requested to send 10 printed copies of the bye-laws for reference in this office.

cms 23-7-39

for Secretary to Govt
Law Deptt

To the Deputy Commr
Kadam Dt with records
" Chief Conservator of Fts
" Comptr to Govt

List of Enclosure

Copied by

Examined by

WD 0564—GPB—22 500—9 1 39

D AFT Bye-laws fr med urder section 43(c) of the Town Municipalities ct 1933 regul tin the ~~recovery~~ levy of Octroi duty on Timber or s vn izes import-ed i to the Town Municipal lirits either iro1 out side or iro1 Govern ert Timber Depot T ri ere

1 Any person bringing into the municipal limits either from out side or from the Government Timber Depot Tenkere ar / timber or s vn sizes li ble for octroi duty prescribed b the Municipality sh ll produce the forest permit or any permit in original to the Octroi Inspector or Sanitary Inspector or another Municipal employee deputed by the President of the Municipal Council showing the particul rs of the kind and quantity of timber brought by him for consumption or sale locally Should he f il to produce ny permit the Municipal Officer co cer ed sh ll e sure the timber or s vn sizes and levy dut ccordingly

2 The octroi Inspector or n other officer deputed by the President will check the timber with refer ence to the permit produced a to the correctness of the kind and quantity and recover the octroi duty at the rate fixed by the Municipal Council, table of which sh ll be exhibited at e ch Katte and at the Municipal Office/ in a co spicous place nd issue receipt for the amount collected The Timber on which octroi duty is thus paid for sh ll be sealed with the municip l Common Seal

3 The person bringing the timber or sawn sizes shall inform the Octroi Inspector or Sanitary Inspector or other office authorised by the President whether the timber or sawn sizes are interded to be consumed or sold locally or for export in its n tural form

If it is to be co sumed or sold loc lly he sh ll pay the octroi duty thereon to the Octroi Inspector

or

or other officer authorised by the President in this behalf of the entire quantity at the rates prescribed and obtain receipt thereof

4 If the timber or sawn sizes is to be exported immediately (i.e. logs) no duty will be levied and an export pass will be granted by the Municipality The timber or sawn sizes may be exported on the authority of the export pass

5 In cases where timber or sawn sizes on which octroi duty has been paid is subsequently proposed to be exported in its original form, an application shall be submitted within one month from the date of payment of octroi duty. Applications received after the due date will not be considered Within ten days of the receipt of the application, an export pass will be issued after verifying the correctness of the particulars furnished in the application form and the amount of octroi duty originally paid will be refunded

6 The levy of duty does not apply to timber or sawn sizes sold by the Forest Department at the Government "Timber Depot" Trees are cut and eventually transported in their original form

7 Any person infringing any of these bye-laws shall be liable on conviction to a fine which may extend to ten times the value of octroi leviable or to Rs 50/- which ever may be greater

8 Octroi duty at the following rates will be levied on several classes of timber and sawn sizes

(1)	Teak logs or sawn sizes	@ Rs 0-1-0 per cwt.
(2)	Borne and Rose-wood logs or sawn sizes	@ Rs 0-0-8 "
(3)	Jungle wood logs or sawn sizes	@ Rs 0-0-4 "

for (Secretary to Government)
Dy. Secretary to Govt. President 11/5
Law Department

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read —

Read.-

Correspondence ending with letter No.A 3.C. 234-11/41-42 dated 19th May 1942 from the Deputy Commissioner, Kadur District requesting sanction to the draft bye-laws framed under section 48 (k) of the Mysore Town Municipalities Act, 1933 for the levy of octroi duty on timber in the Tarikere Town Municipality as finally revised and approved by the municipal council and adding that the prescribed formalities have been observed

Order No. L 1314-16/1814-16 Jud 112-41-8

Dated, Bangalore, the 30th July 1942

Sanction is accorded to the bye-laws which are appended hereto

2 The Deputy Commissioner is requested to send 10 printed copies of the bye-laws for reference in this office

for Secretary to Government,
Law Department

To

~~The Secretary~~
The Deputy Commissioner, Kadur District with records
The Chief Conservator of Forests in Mysore
The Comptroller to Government

BHK/4

Annexure to G O. No.

dated, Bangalore, the July 1942

BYE-LAWS

Draft Bye-laws framed under section 48(k) of the Town Municipalities act 1933 regulating the levy of Octroi duty on Timber or sawn sizes imported into the Town Municipal limits either from out side or from Government Timber Depot, Tarikere

1 Any person bringing into the Municipal limits either from out side or from the Government Timber Depot, Tarikere, any timber or sawn sizes liable for octroi duty prescribed by the Municipality shall produce the forest permit or any permit in original to the Octroi Inspector or Sanitary Inspector or other Municipal employee deputed by the President of the Municipal Council showing the particulars of the kind and quantity of timber brought by him for consumption or for sale locally Should he fail to produce any permit, the Municipal Officer concerned shall measure the timber or sawn sizes and levy duty accordingly

2 The octroi Inspector or any other officer deputed by the President will check the timber with reference to the permit produced as to the correctness of the kind and quantity and recover the octroi duty at the rates fixed by the Municipal Council, a table of which shall be exhibited at each Katte and at the Municipal Office in a conspicous place and issue a receipt for the amount collected The Timber on which octroi duty is thus paid for shall be sealed with the Municipal Common Seal.

3 The person bringing the timber or sawn sizes shall inform the octroi Inspector or Sanitary Inspector or other officer authorised by the President whether the timber or sawn sizes are interded to be consumed or sold locally or for export in its natural form

If it is to be consumed or sold locally, he shall pay the octroi duty thereon to the Octroi Inspector or other officer authorised by the President in this behalf on the entire quantity at the rates prescribed and obtain a receipt therefor

P T O

4. If the timber or sawn sizes is to be exported immediately (in logs) no duty will be levied and an export pass will be granted by the Municipality. The timber or sawn sizes may be exported on the authority of the export pass

5 In cases where timber or sawn sizes on which octroi duty has been paid is subsequently proposed to be exported in its original form, an application shall be submitted within one month from the date of payment of octroi duty. Applications received after the due date will not be considered Within ten days of the receipt of the application, an export pass will be issued after verifying the correctness of the particulars furnished in the application form and the amount of octroi duty originally paid will be refunded

6 The levy of duty does not apply to timber or sawn sizes sold by the Forest Department at the Government "Timber Depot" Tarikere, and eventually transported in their original form.

7. Any person infringing any of these bye-laws shall be liable on conviction to a fine which may extend to ten times the value of octroi leviable or to Rs 50/- which ever may be greater.

8. Octroi duty at the following rates will be levied on several classes of timber and sawn sizes

(1) Teak logs or sawn sizes	@ Rs 0-1-0	per cft
(2) Honne and Rose-wood logs or sawn sizes	@ " 0-0-6	"
(3) Jungle wood logs or sawn sizes	@ " 0-0-4	"

***

For Secretary to Government,
Law Department

BHK/4.